

HUMAN SERVICES DEPARTMENT[441]

Adopted and Filed

Pursuant to the authority of Iowa Code section 234.6, the Department of Human Services amends Chapter 156, "Payments for Foster Care," Iowa Administrative Code.

The amendment:

- Deletes interim provisions used to authorize payment during the transition from rehabilitative treatment services to remedial and child welfare services in state fiscal year 2007.
- Adds provisions for periodic redetermination of the proportion of foster group care costs allocated to maintenance and to services. This allocation is important because maintenance costs are eligible for federal financial participation through the federal Foster Care and Adoption Assistance Program authorized under Title IV-E of the Social Security Act.

Cost report data for foster group care services is available to the Department because most foster group care providers also participate in the Medicaid remedial services program, which requires annual cost reports. Foster group care providers must attach an additional schedule to the cost report allocating the costs between remedial services and child welfare service and maintenance. Based on these reports, the Department will calculate an aggregate allocation percentage which will be applied to all foster group care rates when determining the amount of the payment to claim for federal Title IV-E reimbursement. This calculation will be made at least annually, and providers will be notified of any changes in the allocation. The total combined reimbursement rate paid to the provider will not change.

This amendment does not provide for waivers in specified situations because the Department is required to reconcile claims charged to the IV-E Program and the allocation does not affect provider payments.

Notice of Intended Action on this amendment was published in the Iowa Administrative Bulletin on January 27, 2010, as **ARC 8490B**. The Department received no comments on the Notice of Intended Action. This amendment is identical to that published under Notice of Intended Action.

The Council on Human Services adopted this amendment on April 14, 2010.

This amendment is intended to implement Iowa Code section 234.38.

This amendment shall become effective on July 1, 2010.

The following amendment is adopted.

Rescind paragraph **156.9(1)“d”** and adopt the following new paragraph in lieu thereof:

d. No less than annually, the department shall redetermine the allocation of the combined child welfare service per diem rate between the maintenance and service portions based on review of verified remedial services cost reports for foster group care services providers. If the new allocation differs from the current allocation, the department shall:

- (1) Reallocate the combined child welfare service per diem for foster group care between the maintenance and service portions of the combined rate; and
- (2) Notify all providers of any change in the allocation between maintenance and service rates and the effective date.

[Filed 4/14/10, effective 7/1/10]

[Published 5/5/10]

EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 5/5/10.